



Washington, D.C. 20505

OCA FILE

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25 August 1988
OCA 2870-88

Mr. Frank Calder
Office of Management and Budget
NEOB, Room 9215
Washington, D.C. 20503

Dear Frank:

Enclosed are revised position statements
for two of the amendments to the House drug
bill (H.R. 5210: Broomfield amendment and
the Alexander amendment).

Sincerely,



Legislation Division
Office of Congressional
Affairs

Enc.

cc: Nancy P. Dorn
David S. Addington

OCA/LEG, 25 Aug 88

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Lead Agency: DCI, NSC
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August 23, 1988

Amendment to the House Bill
Increased Use of Intelligence Capabilities

Bill: House (H.R. 5210)

Alternate versions of Sense-of-Congress resolutions that Intelligence Community should be more actively involved in combatting illicit international drug trafficking through the use of covert operations.

Sponsor: Broomfield

Likely Administration Position:

The Administration generally opposes provisions of law which openly discuss specific uses of covert action since covert action is, by definition, an action not officially acknowledged by the United States Government. Such discussion can be counterproductive to a particular use of covert action as well as to the conduct of covert actions generally. Moreover, there exist a variety of channels between the Congress and the Executive in which such discussions can take place.

As such, the Administration opposes the Broomfield amendment since it specifically suggests that covert actions vis a vis international drug trafficking be initiated/increased.

Of the two versions, the second is the most objectionable.

The Administration would not object to a provision in any final version of the drug bill which calls upon the Intelligence Community to increase generally intelligence activities directed at combatting illicit international drug trafficking.

Lead Agency: NSC, DCI
Others: State, Justice, DoD

August 23, 1988

Amendment to the House Bill
Disclosure of Illegal Foreign Drug Activities Information

Bill: House (H.R. 5210)

Requires an officer or employee in the Executive Branch to make disclosure of "illegal foreign drug activities" information through the agency head. Agency head, in turn, would disclose to law enforcement agency and, upon request, to the Congress and the General Accounting Office. The President must be notified of any determination of nondisclosure and must notify Congress of this. GAO could sue Executive Branch to obtain information.

Sponsor: Alexander

Likely Administration Position:

The Administration strongly opposes this amendment for a variety of reasons. While the anti-drug effort requires close cooperation among executive branch agencies, much of the information pertaining to illegal foreign drug activities derives from sensitive intelligence sources which must be safeguarded in the interests of national security. Procedures to ensure interagency cooperation while protecting national security information already exist within the executive branch. Similarly with regard to the legislative branch, procedures which maintain security are already in place to provide Congress, through the intelligence committees, with all the information necessary for law-making and oversight functions. The amendment would also involve the GAO in oversight of intelligence activities, something which the Administration has traditionally opposed.